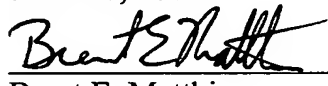




IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

Appl. No.: 10/020,635	)	I hereby certify that this paper (or fee) is
	)	being deposited with the United States
Applicants: Ira L. Shapira	)	Postal Service, first class postage
	)	prepaid, addressed to: Mail Stop
Filed: December 14, 2001	)	Amendment, Commissioner for Patents,
	)	P.O. Box 1450, Alexandria, VA 22313-
Title: METHOD AND APPARATUS	)	1450 on this date:
FOR EXTRACTING BONE MARROW	)	
	)	<b>June 18, 2004</b>
Group Art Unit: 3731	)	
	)	Brent E. Matthias
Examiner: Daniel J. Davis	)	Registration No. 41,974
	)	Attorney for Applicant
Att. Docket No.: 28947/35411B	)	

**AMENDMENT AND RESPONSE TO OFFICE ACTION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

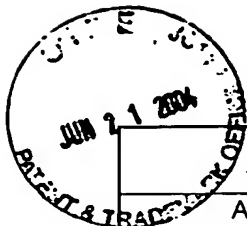
Sir:

This paper is submitted in response to the Office action having a mail date of May 5, 2004. Please amend the application and consider the remarks as follows:

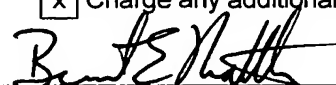
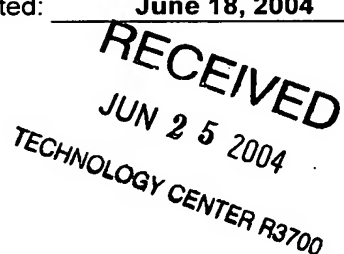
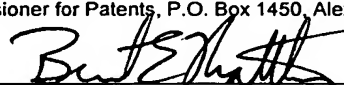
**Amendments to the Claims** are reflected in the listing of claims which begins on Page 2 of this paper.

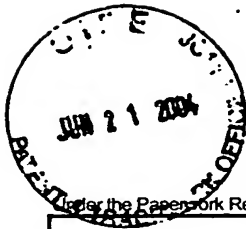
**Remarks/Arguments** begin on Page 8 of this paper.

RECEIVED  
JUN 25 2004  
TECHNOLOGY CENTER R3700



4' 3731-

AMENDMENT TRANSMITTAL LETTER				Docket No. 28947/35411B	
Application No. 10/020,635-Conf. #9711		Filing Date December 14, 2001		Examiner Daniel J. Davis	
				Art Unit 3731	
Applicant(s): Ira Shapira					
Invention: METHOD AND APPARATUS FOR EXTRACTING BONE MARROW					
<b>TO THE COMMISSIONER FOR PATENTS</b>					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	9	- 37 =		x	
Independent Claims	1	- 6 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00
<input type="checkbox"/> Large Entity <input checked="" type="checkbox"/> Small Entity					
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>13-2855</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
 Brent E. Matthias Attorney Reg. No.: 41,974  MARSHALL, GERSTEIN & BORUN LLP 233 S. Wacker Drive, Suite 6300 Sears Tower Chicago, Illinois 60606-6357 (312) 474-6300				Dated: <u>June 18, 2004</u>	
					
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.					
Dated: June 18, 2004		Signature:  (Brent E. Matthias)			



PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)		Application Number	10/020,635
		Filing Date	December 14, 2001
		First Named Inventor	Ira L. Shapira
		Art Unit	3731
		Examiner Name	Daniel J. Davis
Total Number of Pages in This Submission	1	Attorney Docket Number	28947/35411B

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment/Reply  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below):  Replacement Sequence Listing and Statement
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MARSHALL, GERSTEIN & BORUN LLP Brent E. Matthias - Reg. No. 41,974
Signature	
Date	June 18, 2004

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Dated: June 18, 2004

Signature: (Brent E. Matthias)